



## 2009 ASSEMBLY BILL 560

1     **AN ACT** *to repeal* 230.45 (1) (e); and *to amend* 230.44 (3), 230.44 (4) (b), 230.45  
2           (1) (h) and 230.45 (3) of the statutes; **relating to:** remedial statutory changes  
3           affecting the Wisconsin Employment Relations Commission (suggested as  
4           remedial legislation by the Wisconsin Employment Relations Commission).

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*Analysis by the Legislative Reference Bureau*

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*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

5           **SECTION 1.** 230.44 (3) of the statutes is amended to read:  
6           230.44 **(3)** TIME LIMITS. Any appeal filed under this section may not be heard  
7           unless the appeal is filed within 30 days after the effective date of the action, or  
8           within 30 days after the appellant is notified of the action, whichever is later, ~~except~~  
9           ~~that if the appeal alleges discrimination under subch. II of ch. 111, the time limit for~~  
10          ~~that part of the appeal alleging such discrimination shall be 300 days after the~~  
11          ~~alleged discrimination occurred.~~

**ASSEMBLY BILL 560****SECTION 2**

1           **SECTION 2.** 230.44 (4) (b) of the statutes is amended to read:

2           230.44 **(4)** (b) An employee shall attend a hearing under this subsection and  
3 testify when requested to do so by the commission. Any person not under the civil  
4 service who appears before the commission by order shall receive for his or her  
5 attendance the fees and mileage provided for witnesses in civil actions in courts of  
6 record under ch. 885, which shall be audited and paid by the state in the same  
7 manner as other expenses are audited and paid, upon the presentation of properly  
8 verified vouchers approved by the commission and charged to the proper  
9 appropriation for the commission. No witness subpoenaed at the insistence of a  
10 party other than the commission is entitled to compensation from the state for  
11 attendance or travel, unless the commission certifies that his or her testimony was  
12 relevant and material to the matter investigated.

13           **SECTION 3.** 230.45 (1) (e) of the statutes is repealed.

14           **SECTION 4.** 230.45 (1) (h) of the statutes is amended to read:

15           230.45 **(1)** (h) Keep minutes of its own proceedings and other official actions.  
16 All such records shall, subject to reasonable rules, be open to public inspection.  
17 Records of the director or the administrator which are confidential shall be kept  
18 confidential by the ~~division of equal rights or the~~ commission.

19           **SECTION 5.** 230.45 (3) of the statutes is amended to read:

20           230.45 **(3)** The commission shall promulgate rules establishing a schedule of  
21 filing fees to be paid by any person who files an appeal under sub. (1) (c) ~~or (e)~~ or s.  
22 230.44 (1) (a) or (b) with the commission on or after the effective date of the rules  
23 promulgated under this subsection. Fees paid under this subsection shall be credited  
24 to the appropriation account under s. 20.425 (1) (i).

25

(END)